

**Department Actions April 1, 2002 through March 31, 2003**

<b>Person and Company</b>	<b>Lic.</b>	<b>Penalty \$/days</b>	<b>Description</b>	<b>Equip.</b>	<b>Violations</b>
<b>Kieth Amack</b> Richland		\$1,000	Commercial landscape applications without a license.	3	h
<b>Darrell Bolyard</b> Darry-Air, Inc., Ephrata	CA	\$350 + 5	Right-of-way applications injured trees and shrubs.	3	a,b,d
<b>Jeff Brown</b> G.S. Long Co., Inc., Yakima	CC	\$1,604 + 3	Recommendation inconsistent with label, aiding and abetting	6	a,j,k
<b>Cameron Calaway</b> Mattawa	PA CA	\$300 + 6	Applied contrary to label, and without a valid license.	2	a,h
<b>Wayne Charwood</b> Turfpro, Prosser	CO	\$1,100 + 16	Applied herbicides contrary to label, damaged shrubs, inadequate records.	3	a,b,d,g, j
<b>Jim Davis</b> East Wenatchee	PA	\$250 + 7	Drifted insecticide, human exposure.	1	a,b,c,d
<b>Larry Denton</b> Marsh Aviation, Athena, Oregon	CA	\$705 + 14	Drifted insecticide onto hay crop, a person and into a river.	4	a,b,c,g, j,p,s
<b>John DeSoto</b> Home Check Inspection, Tacoma	CC	\$750 + 16	WDO inspection without a license, inadequate WDO inspection/report.		e,f,h,i,t, u
<b>Major Dhaliwal</b> Omak	PA	\$1,700 + 24	Employee drifted insecticide, human exposure, WPS posting & safety.	1	v,w,x,y ,z,aa
<b>Leonard Ebe</b> Ferndale	PA	\$2,000 + 36	Employee drifted insecticide, human exposure, no supervision, WPS safety.	2	a,b,c,d, m,v,w
<b>Fred Ellis</b> Paratex American, Aberdeen	CA	\$0 + 21	Inadequate WDO inspection/report.		b,e,f,i
<b>Timothy Evans</b> Yakima	PA	\$450 + 7	Employee drifted insecticide onto county road crew.	1	a,c,d
<b>Robert Flynn</b> Shamrock Home Inspection, Yelm	CC	\$1,100 + 6	Inadequate WDO inspection and report on house in Hoodspert.		e,f,i
<b>Wayne Gardner</b> Flight Level Zero, Othello	CA	\$3,700 + 3	Two drift incidents: Human exposure to insecticide, crop damage from herbicide	4	a,b,c,d, g
<b>David Graesch</b> Richland	PA	\$7,200 + 0	Multiple human exposures resulted from drift of a soil fumigant.	6	a,b,c,d
<b>Joe C. Grentz, Jr.</b> Monitor	PA	\$0 + 9	Drifted insecticide onto residential property.	1	b,g
<b>Joe C. Grentz, Sr.</b> Monitor	PA	\$175 + 5	Alleged insecticide drift onto car denied by Grentz, Sr., settlement reached.	1	b,c
<b>GS Long Co., Inc.</b> Yakima	PD	\$1,099 + 0	Human exposure from unsecured pesticide load that spilled onto freeway.		b,c,d
<b>Bryan Isner</b> Alpha Ecological Pest Control	CO	\$0 + 33	Unauthorized customer acquisition, applied plain water instead of pesticide.	3	b,g,h,q
<b>Willis Maxson</b> Eastern WA Spraying Serv., Eltopia	CA	\$917 + 3	Human exposure from fungicide drift onto passing vehicle.	4	a,b,c
<b>Patrick Murphy</b> Evergreen Extras, Chehalis	CA	\$200 + 0	Failed to maintain adequate records and submit them to the Department		g
<b>Mike Nolan</b> Trees Inc., an Oregon firm.	CO	\$1450 + 10	Supervised employee drifted herbicide, exceeded label rate, damaged pears.	3	a,b,d,g, m
<b>Robert Phinney</b>	PA	\$450	Applied herbicide to crop not on the	2	a,b,d

Dayton		+ 7	label, damaged Timothy hay.		
<b>Harold Pleasant</b> Prosser	PA	\$575 + 0	Insecticide application by unlicensed employees drifted onto residence.	1	a,b,c,d
<b>Daniel Reed</b> A & A Pest Control, Portland	CA	\$0 + 6	Falsely reported house infested with powder post beetles.		b,e,f,i
<b>Santiago Rodriguez</b> Oroville	PA	\$550 + 9	Human exposure from insecticide drift onto residence.	1	a,b,d,r
<b>David Rothwell</b> Rothwell Inspection Service, Renton	CC	\$500 + 3	Inadequate and false WDO inspection on house in Everett.		b,e,f,i
<b>Gary Schonert</b> Castle Rock	UL	\$250 + 0	Herbicide applied across property line, damaged neighbor's plants.	3	a,b,d
<b>Martin Shaw</b> The Crop Duster, Inc., Ephrata	CA	\$550 + 9	Drift of fungicide exposed workers on county road crew.	4	a,c,d,g
<b>John R. Smith</b> Paratex Amer. Pest Mgt., Aberdeen	CA	\$0 + 4	Inadequate and false WDO inspection on house in Aberdeen.		b,e,f,i
<b>Monte Spence</b> Windflow Fertilizers, Inc., Mattawa	CA DM	\$0 + 24	Inadequate records, sales of RUPs to unlicensed applicators.		a,g,k, cc
<b>Squaw Creek Orchards</b> Pateros		\$1,100 + 0	Unsecured pesticides left unattended, in close proximity, accessible to children.		b,c,aa,d d
<b>David Sutherland</b> Col. Co. Farm Bureau, Inc., <b>Dayton</b>	CC	\$450 + 7	Recommendation inconsistent with label, aiding and abetting.		a,k
<b>Derek Tall</b> Absolute Pest Control, Gig Harbor	CA	Revo- cation	Applied/inspections without license, failed to submit and improper records.		b,e,f,g, h,i,t,ee, ff
<b>Jose Tapia</b> East Wenatchee	PA	\$350 + 5	Insecticide drifted onto residence and 2 children.	1	a,b,c,w
<b>Jorn Tronstad</b> Valley Air Service, Sunnyside	CA	\$2200 + 5	Two insecticide drift incidents involving human and/or animal exposure.	4	a,c,d
<b>TruGreen Chemlawn</b> Puyallup Branch	CA	\$900 + 0	Insecticide mix contaminated with herbicide damaged landscapes.	3	a,b,d
<b>Phillip Williams</b> Premier Pest Control, Tacoma		Court Injunct.	Commercial pesticide applications and WDO inspections without a license	3	h
<b>James Wilson</b> World Inspection Network, Renton	CC	\$600 + 0	Failed to provide WDO inspection records when requested by WSDA.		f
<b>John Wise</b> Okanogan County	PA	\$450 + 7	Drifted insecticide onto neighbor's certified organic pears.	1	a,b,c
<b>Gregory Zacher</b> Chelan County	PA	\$600 + 10	Human exposure from insecticide drift by unlicensed employee.	1	a,b,c
<b>Kirk Zirker</b> Windflow Fertilizers, Inc., Mattawa	CO	\$600 + 12	Applied contrary to label, RUPs at excessive pressure, inadequate records.	2	a,g,gg
Total Penalties: \$36,175 and 332 days of license suspension; 1 permanent revocation and 1 court injunction.					

**Licenses:** CA = Commercial Applicator, CC = Commercial Consultant, CO = Commercial Operator, DM = Dealer Manager, PA = Private Applicator, PD = Pesticide Dealer, UL = Unlicensed

**Equipment:** 1 = Airblast 2 = Ground boom 3 = Ground (other) 4= fixed-wing air 5= helicopter 6= chemigation

**Violations:**

- Applied, recommended, caused contrary/inconsistent with label (RCW 15.58.150(2)(c), WAC 16-228-1500(1)(b))
- Operated in faulty, careless or negligent manner (RCW 17.21.150(4) and WAC 16-228-1500(1)(e))

- c. Applied, stored or transported endangering humans, their environment, or food (WAC 16-228-1200(1))
- d. Applied or transported polluting water, causing damage/injury to humans or desirable plants (WAC 16-228-1220(2))
- e. Failed to make inspection, statement or report in violation of WDO rules (WAC 16-228-1500(1)(u))
- f. Failed to comply with criteria for structural pest inspectors (RCW 15.58.150(2)(e))
- g. Maintained inadequate pesticide application records (RCW 17.21.150(6) and/or WAC 16-228-1500(1)(g))
- h. Applied or consulted without a proper license (various).
- i. Made false, misleading or erroneous statements about a pest infestation or in connection with a department investigation (RCW 17.21.150(13) and WAC 16-228-1500(1)(p))
- j. Made false or fraudulent records, invoices, reports, recommendations (RCW 17.21.150(7) , WAC 16-228-1500(1)(h))
- k. Aided or abetted to evade provisions of this chapter (RCW 17.21.150(12) and WAC 16-228-1500(1)(o))
- l. Caused application without having certified applicator in direct supervision (WAC 16-228-1500(1)(i))
- m. Acted as certified applicator without providing direct supervision to unlicensed person (RCW 17.21.150(8))
- n. Failed to make a thorough WDO inspection (WAC 16-228-2000(1))
- o. Failed to properly report WDO related conditions present during inspection (WAC 16-228-2000(3))
- p. Applied during weather conditions: drift or volatilization damaged humans or desirable plants (WAC 16-228-1220(5))
- q. Applied ineffective, worthless or improper pesticides (WAC 16-228-1500(1)(c) and RCW 17.21.150(2))
- r. Failed to assure pesticide applied so as not to contact people directly or by drift (WAC 16-228-233-210(1))
- s. Applied and polluted streams, lakes or other water (WAC 16-228-1220(3))
- t. Failed to submit WDO records requested by Department (WAC 16-228-2000(3)(k))
- u. Issued WDO inspection report without ICN (RCW 15.58.450)
- v. Failed to assure pesticide applied consistent with label (WAC 16-233-020(1)(b))
- w. Failed to assure no drift or overspray contacts worker or persons (WAC 16-233-210(1))
- x. Failed to instruct on safe operation of equipment to avoid drift (WAC 16-233-235(1))
- y. Failed to remove WPS warning signs after end of REI (WAC 16-233-125(3)(f)(iii))
- z. Failed to post safety information on central notification board (WAC 16-233-130, WAC 16-233-145)
- aa. Failed to post pesticide storage area (WAC 16-228-1220(7))
- bb. Failed to use side rack/end rack to secure pesticide containers for transit (WAC 16-228-1200(3))
- cc Sold RUPs to unlicensed applicator(s) (RCW 15.58.150(2)(a), WAC 16-228-1231)
- dd Failed to store danger-poison pesticides in locked secured enclosure (WAC 16-228-1220(6)(d)&(e))
- ee Failed to submit application records requested by the Dept. (RCW 17.21.100(3)(4)(a), WAC 16-228-1320(3))
- ff Failed to conduct a WDO inspection prior to treatment for WDOs (WAC 16-228-2020(1))
- gg Applied restricted-use herbicide at excessive pressure (WAC 16-230-655)